

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

**IN RE: ETHICON, INC., PELVIC  
REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION**

**MDL NO. 2327**

---

THIS DOCUMENT RELATES TO THE CASE(S)  
LISTED ON THE EXHIBIT ATTACHED HERETO:

---

**JOINT MOTION TO DISMISS CERTAIN DEFENDANTS WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibit A and Defendants Sofradim Production SAS,<sup>1</sup> Tissue Science Laboratories Limited,<sup>2</sup> and Covidien LP<sup>3</sup> (collectively the “Covidien entities”) and C. R. Bard, Inc., to the extent they are named as Defendants, advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims.

Accordingly, Plaintiffs, the Covidien entities and Bard jointly move the court to dismiss the Covidien entities and Bard (where named) with prejudice in the cases listed on the attached Exhibit A, with each party to bear its own costs.

---

<sup>1</sup> Sofradim Production SAS includes any incorrect or incomplete spellings of this Defendant, including Sofradim Corporation, Sofradim Corp., Sofradim Production, and Sofradim Production, SAS.

<sup>2</sup> Tissue Science Laboratories Limited includes any incorrect or incomplete spellings of this Defendant, including Tissue Sciences Laboratories, Tissue Science Laboratories Ltd., Tissue Science Laboratories, Inc., Tissue Science Laboratories, Limited and Tissue Science Laboratories, Ltd.

<sup>3</sup> Covidien LP includes any incorrect or incomplete spellings of this Defendant, as well as any improperly named affiliates of this defendant, including Covidien Holding, Inc., Covidien Inc., Covidien Incorporated, Covidien International Finance, SA, Covidien LLC, Covidien Ltd., Covidien Trevoux, SCS, Covidien plc, Covidien, Inc., Covidien, LLC, and Covidien, PLC, Tyco Healthcare Group LP, TYCO Healthcare, Tyco Healthcare Group, L.P., Tyco International Ltd, United States Surgical Corporation, United States Surgical Corp., Floreane Medical Implants SA, Floreane Medical Implants, SA, Mareane, SA, Mareane SA, Medtronic PLC, International Technology, Inc., Medtronic MiniMed, Inc., Medtronic Puerto Rico Operations Co., Medtronic Sofamor Danek USA, Inc., Medtronic Sofamor Danek, Inc., Medtronic Sofamor Danek, USA, Inc., Medtronic USA, Inc., Medtronic, Inc. and Medtronic, Inc.

The settlements in the cases listed on Exhibit A relates only to the Covidien entities and Bard. Because other Defendant(s) remain in the case listed on Exhibit A, the case should remain open and Plaintiffs will continue to prosecute their claims against any remaining defendants.

Respectfully submitted this 17th day of April, 2019.

/s/ Micah L. Hobbs

Micah L. Hobbs

[mhobbs@shb.com](mailto:mhobbs@shb.com)

SHOOK, HARDY & BACON L.L.P.

2555 Grand Boulevard

Kansas City, MO 64108

Phone: 816.474.6550

Fax: 816.421.5547

*Counsel for Covidien Entities*

/s/ Richard B. North, Jr.

Richard B. North, Jr.

[richard.north@nelsonmullins.com](mailto:richard.north@nelsonmullins.com)

NELSON MULLINS RILEY & SCARBOROUGH  
L.L.P

P.O. Box 1856

Huntington, WV 25719-1856

Phone: 304.526.3500

Fax: 304.526.3599

*Counsel for C.R. Bard, Inc.*

/s/ Bryan F. Aylstock

Bryan F. Aylstock

AYLSTOCK WITKIN KREIS &

OVERHOLTZ

Suite 200

17 East Main Street

Pensacola, FL 32502

850.202.1010

Fax: 850.916.7449

Email: [baylstock@awkolaw.com](mailto:baylstock@awkolaw.com)

*Counsel for Plaintiffs listed on Exhibit A*

**EXHIBIT A – AYLSTOCK WITKIN KREIS & OVERHOLTZ**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>Case Name</b>
2:14-cv-09047	Bell, Debra Lynn
2:16-cv-01918	Jenkins, Carol

**CERTIFICATE OF SERVICE**

I hereby certify that on April 17, 2019, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

By: /s/ Micah L Hobbs  
Micah L. Hobbs  
*Attorney for Covidien Entities*